



**Brian Boland, Chairperson**  
**Sarah Novak, Member**  
**Bob Murdo, Member**

**Board Meeting Agenda, Wednesday, March 4th, 2020**  
**Third Floor Conference Room, Walt Sullivan Building**  
**1315 East Lockey, Helena, Montana**

**8:30 A.M.**

Call to order-  
Staff attorney's comments-  
Public comments-  
Approval of Minutes-

**SCHEDULED REVIEWS**

**Between 8:30 A.M. to 9:00 A.M.**

**Case # 733-2020**

**ISSUE #1:** Whether the appeal was timely filed or whether the appellant had good cause to delay filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3) (272 days late to the Office of Administrative Hearings).

**ISSUE #2:** Whether the claimant was overpaid benefits, and in what amount, pursuant to *Montana Code Annotated* § 39-51-3206 and *Administrative Rules of Montana* 24.11.1205.

**Between 9:00 A.M. to 10:00 A.M.**

**Case # 677-2020**

**ISSUE #1:** Whether the claimant was overpaid benefits, and in what amount, pursuant to *Montana Code Annotated* § 39-51-3206 and *Administrative Rules of Montana* 24.11.1205.

**ISSUE #2:** Whether the claimant knowingly made a false statement or knowingly failed to disclose material facts to obtain or increase benefits and is subject to a 46-week administrative penalty.

**Between 9:00 A.M. to 10:00 A.M. (continued)**

**Case # 690-2020**

**ISSUE:** Whether the department correctly charged a portion of benefit payments to the claimant to the employer's account as provided in *Montana Code Annotated* § 39-51-1214.

**Case # 719-2020**

**ISSUE #1:** Whether the appeal was timely filed or whether the appellant had good cause to delay filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3) (1 day late to the Office of Administrative Hearings).

**ISSUE #2:** Whether the claimant is available for work, able to work, and seeking work, and therefore is eligible to receive benefits within the meaning of the law, as provided in *Montana Code Annotated* § 39-51-2104 and *Administrative Rules of Montana* 24.1.1.452A.

**Between 10:00 A.M. to 11:00 A.M.**

**Case # 726-2020**

**ISSUE:** Whether the claimant is available for work, able to work, and seeking work, and therefore is eligible to receive benefits within the meaning of the law, as provided in *Montana Code Annotated* § 39-51-2104 and *Administrative Rules of Montana* 24.1.1.452A.

**Case # 667-2020**

**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

**Case # 662-2020**

**ISSUE #1:** Whether the appeal was timely filed or whether the appellant had good cause to delay filing the appeal as provided in *Montana Code Annotated* § 39-51-2402(3) (18 days late to the Office of Administrative Hearings).

**ISSUE #2:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

**Between 11:00 A.M. to 12:00 P.M.**

**Case # 658-2020**

**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

**Case # 691-2020**

**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

**Case # 738-2020**

**ISSUE #1:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

**ISSUE #2:** Whether the claimant is disqualified from receiving benefits because the claimant was discharged for gross misconduct as provided in *Montana Code Annotated* §§ 39-51-2302(2) and 39-51-201(13).

**Between 12:00 P.M. to 1:00 P.M.**

**Case # 749-2020**

**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

**Case # 668-2020**

**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

**Case # 755-2020**

**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

**Between 1:00pm to 2:00pm**

**Case # 648-2020**

**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).

**Case # 787-2020**

**ISSUE:** Whether the department properly denied the claimant's request for waiver of the overpayment restitution as provided in *Montana Code Annotated* § 39-51-3206.

**Case # 737-2020**

**ISSUE:** Whether the claimant is qualified to receive benefits based upon the separation from employment as provided in *Montana Code Annotated* §§ 39-51-2302 (leaving work without good cause) or 39-51-2303 (discharge for misconduct).